



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 01-1693-O)
(previously 13615.25USU4)

PATENT

1624 \$

In re Application of:

Beck et al.

Serial No.: 09/896,139

Filed: June 29, 2001

For: Compounds to Treat Alzheimer's Disease

Before the Examiner:

Richard L. Raymond

Art Unit: 1624

Confirmation No.: 5466

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NOV 12 2002

TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:

- Petition for One Month Extension of Time;
- Response to the Restriction Requirement Mailed August 29, 2002; and
- Postcard.

2. With respect to additional fees:

☒ A. Attached is a check in the amount of \$110.00.

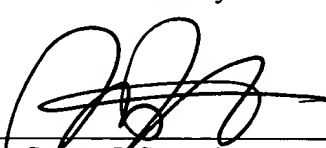
B. Charge the total additional fee to our Deposit Account No. 13-2490

3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 herein-above, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 29th day of October 2002.

Date: October 29, 2002

By:


Steven J. Sarussi
Reg. No. 32,784

McDONNELL BOEHNEN
HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606
TELEPHONE (312) 913-0001



#8

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231,

on October 29, 2002 (Date of Deposit).

10/29/02

Date

Name

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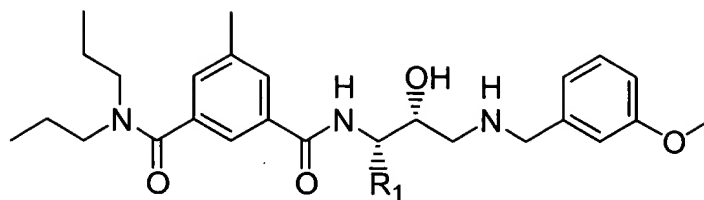
)
)
)
) Before the Examiner:
) Richard L. Raymond
)
) Art Unit: 1624
)
)
) Confirmation No.: 5466
)

RESPONSE TO THE RESTRICTION REQUIREMENT
MAILED AUGUST 29, 2002

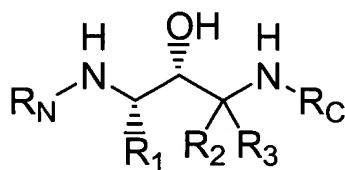
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Responsive to the Restriction Requirement mailed August 29 2002, Applicants elect the species of Example 6. The compound of that example is named N^1 -{(1S,2R)-1-(3,5-difluorobenzyl)-2-hydroxy-3-[(3-methoxybenzyl)amino]propyl}-5-methyl- N^3 , N^3 -dipropylisophthalamide and can be represented by the following structure:



In addition, Applicants thank the Examiner for the courtesy of the telephone interview conducted on October 15, 2002, concerning the Restriction Requirement. As a result of that interview, Applicants and the Examiner agreed that the following proposed generic structure would be the focus of prior art searching.



and salts thereof where

R_1 is (VI) benzyl where the phenyl is optionally substituted with one, two, three, or four substituents as defined in claim 1;

R_2 and R_3 are as defined in claim 1;

R_N is (I) $R_{N-1}-X_N$ where R_{N-1} is phenyl and X_N is $-CO-$, i.e., $R_{N-1}-X_N$ is phenylcarbonyl-, where the phenyl is optionally substituted with one, two or three substituents as set forth in claim 1; and

R_C is as defined in claim 1.

As discussed during the interview, this proposal fixes R_N and R_1 as optionally substituted phenyl-carbonyl and optionally substituted benzyl respectively, where the phenyl portion of


each is optionally substituted as set forth in claim 1. The R_2 , R_3 and R_C groups are as set forth in claim 1.

Applicants urge the Examiner to contact the Applicants' undersigned representative at (312) 913-0001 if he believes a discussion would expedite prosecution of this application.

Respectfully submitted,

Dated: October 29, 2002

By:



Steven J. Sarussi
Reg. No. 32,784

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